IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION

WRIT PETITION NO. 5957 OF 2007

Smt.Lawrena Waulter Vaz ...Petitioners

Versus

Santosh Sadanand Dhangar

and Ors. ....Respondents

Mr.N.B.Shah i/by.Piyush Shah for the petitioners.

S.G.Karandikar, for respondent no.3.

CORAM: S.C.DHARMADHIKARI, J.

10th December, 2007.

P.C. :

1. The order under challenge arises out of the RTS proceedings. Admittedly, both sides have gone to the competent civil court. In such circumstances, there is no reason to interfere, inasmuch as, such orders do not decide the issue of right, title and interest in the immovable property. All such orders are made for the purposes of revenue recovery. They do not conclude such issues including as to whether the sale in favour

of the present petitioners is legal and valid or not. These issues must be decided by the competent civil court uninfluenced by the observations in the order under challenge. With this clarification, the petition is dismissed. No order as to costs.

sd/-

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